

ASSEMBLY BILL

No. 1520

Introduced by Assembly Member Kehoe

February 21, 2003

An act to add and repeal Chapter 8.7 (commencing with Section 13370) of Division 6 of the Military and Veterans Code, relating to veterans memorials.

LEGISLATIVE COUNSEL'S DIGEST

AB 1520, as introduced, Kehoe. Lesbian Gay Bisexual and Transgender Veterans' Memorial Commission.

Existing law establishes the California Mexican American Veterans' Memorial Beautification and Enhancement Commission and provides for its composition and duties. Existing law authorizes the beautification and enhancement of an existing memorial on state grounds, as defined, and authorizes the commission to establish a schedule for its design, construction, and dedication; to solicit designs and devise a process for selection of the final design; and to monitor construction.

This bill would create the California Lesbian Gay Bisexual and Transgender Veterans' Memorial Commission and would provide for its composition and duties. It would authorize the design, construction, and dedication of a memorial at an unspecified site, as prescribed, and would authorize the commission to establish a schedule for its design, construction, and dedication; to solicit designs and devise a process for selection of the final design; and to monitor construction.

This bill would require that the funding for the memorial be from private contributions.

This bill would create the Lesbian Gay Bisexual and Transgender Veterans' Memorial Fund in the State Treasury, into which all moneys received pursuant to the bill would be deposited.

This bill would require the commission to notify the Governor and the Franchise Tax Board when the design, construction, and dedication of the memorial is complete. This bill would repeal its provisions on January 1 of the year following that notification.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Chapter 8.7 (commencing with Section 13370) is added to Division 6 of the Military and Veterans Code, to read:

CHAPTER 8.7. CALIFORNIA LESBIAN GAY BISEXUAL AND
TRANSGENDER VETERANS' MEMORIAL COMMISSION

13370. (a) There is in state government the California Lesbian Gay Bisexual and Transgender Veterans' Memorial Commission composed of 11 members as follows:

(1) Two members appointed by the Speaker of the Assembly, at least one of whom shall be a Member of the Assembly, and at least one of whom shall be a veteran, as defined in Section 980.

(2) Two members appointed by the Senate Committee on Rules, at least one of whom shall be a Member of the Senate, and at least one of whom shall be a veteran, as defined in Section 980.

(3) Seven members appointed by the Governor, at least two of whom shall be veterans, as defined in Section 980.

(b) The members shall elect one of their members to serve as chairperson.

13371. Members of the Legislature shall serve on the commission as ex officio members without vote and shall participate in the activities of the commission to the extent that the participation is not incompatible with their legislative duties. Members of the commission shall receive no compensation.

13372. The commission may request staff support and facilities for its activities from the Department of Veterans Affairs, and the department may provide that support and be reimbursed for the cost of this support.

1 13373. The commission shall be responsible for setting policy
2 consistent with the purposes of this chapter. The staff hired by the
3 commission shall carry out that policy.

4 13374. (a) (1) The design, construction, and dedication of a
5 memorial is hereby authorized. The memorial shall be dedicated
6 to the sacrifices and contributions that lesbian, gay, bisexual, and
7 transgender veterans have made on behalf of their country.

8 (2) The actual site for the design, construction, and dedication
9 of the memorial shall be selected by the commission and may
10 include state grounds or other grounds.

11 (3) The commission may designate an existing memorial if the
12 memorial is designed, constructed, dedicated, and maintained in
13 a manner consistent with this chapter.

14 (b) Funds for the design, construction, and dedication of the
15 memorial shall be provided through private contributions. The
16 commission may receive contributions for this purpose.

17 13375. There is in the State Treasury the California Lesbian
18 Gay Bisexual and Transgender Veterans' Memorial Fund to
19 receive any private resources obtained by the California Lesbian
20 Gay Bisexual and Transgender Veterans' Memorial Commission
21 for the purpose described in subdivision (b) of Section 13374.

22 13376. The commission may do all of the following:

23 (a) Establish a schedule for the design, construction, and
24 dedication of the memorial.

25 (b) Implement procedures to solicit designs for design,
26 construction, and dedication of the memorial and devise a
27 selection process for the choice of the design.

28 (c) Select individuals or organizations to provide fundraising
29 services and to design and construct the memorial.

30 (d) Review and monitor the design and construction of the
31 memorial and establish a program for the dedication of the
32 memorial.

33 (e) Consult with the Department of General Services to
34 determine parameters for the final size of the memorial.

35 (f) Consult with and obtain final design and site orientation
36 approval from the Department of General Services.

37 13377. The design of the memorial shall be as politically
38 neutral as possible.

1 13378. (a) The commission shall notify the Governor and the
2 Franchise Tax Board when design, construction, and dedication of
3 the memorial pursuant to this chapter is complete.

4 (b) This chapter shall remain in effect only until, and shall be
5 repealed on, January 1 of the year following the notification
6 required by subdivision (a), unless a later enacted statute, which
7 is enacted before that date, deletes or extends that date.

